

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: [Signature] DATE: AUGUST 30, 2004

PATENT
MAIL STOP AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application of : Group Art Unit: 1638
Robert Henry et al. :
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Appln. No.: 09/839,813 : Examiner: Stuart Baum, Ph.D.
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:
Filed: April 20, 2001 :
: Attorney Docket
For: NEW PLANTS FORMED BY : No. 054195-5001-00
MICROPARTICLE BOMBARDMENT :
WITH UNCHARACTERISED DNA :

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

It is requested that the enclosed references listed on the attached Information Disclosure Citation Form PTO-1449 be considered by the Patent Examiner in connection with the above-identified application and be made of record therein.

This Information Disclosure Statement (IDS) satisfies the requirements of 37 C.F.R. § 1.98, and is hereby filed in compliance with 37 C.F.R. §§ 1.97(c)(1) and (e)(1), as the enclosed references were first cited in a communication from the European Patent Office in counterpart EP application 99970874.6 on June 2, 2004, which date is not more than three months prior to the filing of the instant IDS.

Independent consideration and acknowledgment of the enclosed references are respectfully requested.

Respectfully submitted,

ROBERT HENRY ET AL.

By: [Signature]

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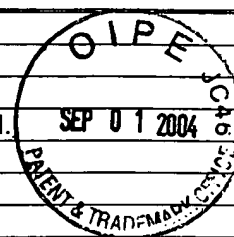
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Agent for Applicants

AUGUST 30, 2004
(Date)

KD/TMS

Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	09/839,813
		Filing Date	April 20, 2001
		First Named Inventor	Robert Henry et al.
		Group Art Unit	1638
		Examiner Name	Stuart Baum
Attorney Docket Number	054195-5001		
Sheet	1	of	1



U.S. PATENT DOCUMENTS				
Exr Initials	U.S. Patent Document		Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Number	Kind Code (if known)		

FOREIGN PATENT DOCUMENTS					
Exr Initials	Foreign Patent Document			Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Country Code	Number	Kind Code (if known)		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			T ₁
Exr Initials	Include Name of Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published		
	Dudits et al., 1987, PNAS 84:8434-8438		
	Jena, 1994, Current Science 67:744-746		
	Shepard et al., 1983, Science 219:683-688		
	Luthra et al., 1997, Euphytica 95:269-294		
	Liu et al., 1999, Theoretical and Applied Genetics 98:1099-1103		

Examiner Signature		Date Considered	
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